

The Honorable John H. Chun

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

FEDERAL TRADE COMMISSION,

Plaintiff,

v.

AMAZON.COM, INC., *et al.*,

Defendants.

No. 2:23-cv-0932-JHC

**JOINT MOTION FOR ENTRY OF  
STIPULATED ORDER PURSUANT  
TO FEDERAL RULE OF EVIDENCE  
502(D)**

**NOTE ON MOTION CALENDAR:  
November 14, 2023**

The parties, by and through their attorneys of record, respectfully request that the Court enter the attached Proposed Stipulated Federal Rule of Evidence 502(d) Order.

In support of this Motion, the parties state as follows:

1. Federal Rule of Evidence 502(d) permits the Court to “order that the [attorney-client] privilege or [work-product] protection is not waived by disclosure connected with the litigation pending before the court—in which event the disclosure is also not a waiver in any other federal or state proceeding.”

2. Consistent with Rule 502(d), the Court’s Model Stipulated Protective Order includes a provision stating that “the production of any documents, electronically stored information (ESI) or information, whether inadvertent or otherwise, in this proceeding shall not, for the purposes of this proceeding or any other federal or state proceeding, constitute a waiver by the producing party of any privilege applicable to those documents.”

3. The parties have supplemented the Court's model Rule 502(d) order language with procedures regarding the handling of potentially privileged information. The attached Proposed Order memorializes the parties' agreement.

Stipulated to and respectfully submitted this 14th day of November, 2023, by:

FEDERAL TRADE COMMISSION  
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*\*Admitted pro hac vice on behalf of Defendant Amazon.com, Inc. and pro hac vice application forthcoming on behalf of Defendants Lindsay, Grandinetti, and Ghani*

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